

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

Nicole Simmons, Next Friend of De'ontye
Simmons, a minor,

Case No. 07-11384

Plaintiff,

Judge Patrick J. Duggan

v

LaShawn Peoples,

Defendant.

____/

STIPULATION TO DISMISS CAUSE

The parties in the above-entitled cause by their respective attorneys, hereby stipulate and agree that an Order be entered forthwith dismissing the said cause with prejudice and without costs and attorney fees to any party.

s/ STEVEN T. BUDAJ
STEVEN T. BUDAJ (P-30154)
Attorney for Plaintiff
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(313) 963-9330

s/ JERRY L. ASHFORD
JERRY L. ASHFORD (P-47402)
Attorney for Defendant
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ORDER TO DISMISS CAUSE

At a session of the said Court held in the
Courthouse, City of Detroit, County of Wayne,
Michigan on December 10, 2008.

Present: Honorable Patrick J.Duggan
U.S. District Court Judge

Upon the reading and filing of the stipulation annexed hereto, and the Court being fully advised in the premises;

IT IS HEREBY ORDERED that the within cause be dismissed with prejudice and without costs and without attorney fees to any party; all pending claims are hereby resolved and this case is now closed.

S/Patrick J. Duggan_____

Patrick J. Duggan
United States District Judge

Dated: December 10, 2008

I hereby certify that a copy of the foregoing document was served upon counsel of record on December 10, 2008, by electronic and/or ordinary mail.

S/Marilyn Orem
Case Manager